

MAILS.
From San Francisco
Manchuria, March 3.
For San Francisco
Mongolia, March 3.
From Vancouver
Makura, March 24.
For Vancouver
Makura, March 3.

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GERMANY WILL ATTACK BRITISH SHIPS CARRYING RELIEF TO BELGIUM

SMART'S REPLY TO MRS. KNIGHT FILED IN KONA: COUNTER CHARGES ARE GRAVE

Hope for Compromise in Bitter Fight Over Child and Estate of Thelma Parker Smart Shattered—Answer of Young Husband to Mrs. Knight's Accusations Declares Her Home Not Fit Place for Baby Son to be Reared in—Fred Knight Accused—Affirms Own Tender Care of Girl-wife—Paris "Slumming" Story Denied—Wireless Says Smart's Statements Unsupported by Affidavit

Hope of a compromise in the litigation over the huge Parker estate and the will of the late Thelma Parker Smart was shattered today when Attorney F. W. Milverton filed in the third circuit court at Kailua, Kona, Hawaii, the answer of Henry Gaillard Smart to the petition and many affidavits of Mrs. Elizabeth J. Knight. The legal fight between these interests for the control of the estate and the minor child, Richard Smart, is in full blast today.

A wireless message from Hawaii today says that the jurisdiction of the court is challenged on the allegation that the baby son is not "domiciled" in Hawaii. No objection is said to be raised to the restraining order in regard to the custody of the child. It also says that the general charges advanced by Smart are not supported by affidavit.

In addition to entering a general denial of all the charges made against him by Mrs. Knight, Smart questions the jurisdiction of Judge Matthews of the third circuit to handle the guardianship question, and then in detail makes a number of replies to Mrs. Knight's accusations. His replies in many instances are of a highly sensational character.

Some of these are in brief as follows: He denies cruel treatment of wife and child; did not know that Mrs. Knight objected to the marriage; did not alienate wife's affection from the members of her family; never had any control over her estate.

He denies placing obstacles in the way of the wife seeing her mother; Mrs. Knight was also dissatisfied with trust deed to A. W. Carter; the trip to Paris was planned by the wife when the husband was not in the territory; the wife wanted to leave the territory and a local physician acquiesced; physician advised her to leave; he did not know she was tubercular and was not so warned by doctors.

He did not go slumming in Paris; never controlled his wife's financial affairs; did not know of his wife's tender condition; that she had every kindness and attention at Norfolk, Va.; that he always treated her with utmost kindness; that he did all he could during her last illness; that there never was a question of divorce; that he was not intoxicated during her illness.

He always treated the child with kindness and affection; does not intend to leave the territory; that Mrs. Knight's family is predisposed to insanity; that Mrs. Knight's husband is a notoriously immoral person; and that he—Smart—believes the child, under the third and last will, is entitled to two-thirds of the ranch property.

Smart's answer covers 35 typewritten pages. The major and first part is given to general denials for record. The latter part is of an affirmative nature, a portion of which is as follows:

"Respondent further alleges that the said petitioner, Elizabeth J. Knight, has a violent, vindictive, intense, malicious, unreasonable hatred of respondent and in her said petition herein has recklessly and without careful or proper investigation made false, libelous and grossly unfair charges against respondent and against his character, morality and fitness to rear his son, Richard, many of which charges respondent is informed and believes and upon such information and belief alleges, the said Elizabeth J. Knight, at the time of making the same did not and does not now believe to be true. That the said hatred and bitterness of the said Elizabeth J. Knight against respondent is of such an intense character that respondent verily believes and thereupon alleges that if the said Elizabeth J. Knight should be given the care and custody of the said child Richard, or be appointed guardian of said child, she would teach and train the said child to hate respondent, would alienate the affection and love the child has now for respondent and would bring or attempt to bring said child up as a perfect stranger to respondent, its own father.

Accuses Fred Knight.

"Respondent alleges on information and belief that Fred S. Knight, husband of the said petitioner, Elizabeth J. Knight, and who resides with the said Elizabeth J. Knight at her said home in the city of San Francisco, California, is a notoriously immoral person, who is now and has been for many years has been unfaithful to his said wife, who is now and for

(Continued on page two)

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WILSON YIELDS ON SHIP MEASURE; BILL WITHDRAWN

[A. P. by Fed. Wireless]
WASHINGTON, D. C., March 3.—The administration has yielded on the ship purchase bill. Senator Fletcher today formally withdrew the measure over which so bitter a fight has been fought in Congress for the large part of the present session and over which the long filibuster was made.

NO CANAL TRIP FOR PRESIDENT, IS INDICATION

[A. P. by Fed. Wireless]
WASHINGTON, D. C., March 3.—President Wilson has virtually abandoned the proposed Panama canal trip since Congress has eliminated from the executive appropriation bill provision for the trip and the attendant celebration. The President is undecided as to the trip to the Panama-Pacific fair.

13 MORE BODIES TAKEN FROM MINE; 10 ARE RESCUED

[A. P. by Fed. Wireless]
HINTON, W. Va., March 3.—Thirteen more bodies have been taken from the coal mine in which 102 miners were entombed by an explosion last night. Ten men have been taken out alive today. This makes 22 dead and rescued. Rescue parties are still at work in the mine and it is hoped some of the others will be brought out alive.

BELGIAN RELIEF SHIP ASHORE OFF CAROLINA

[A. P. by Fed. Wireless]
NORFOLK, Va., March 3.—The British steamer St. Helena, carrying a relief cargo to Belgium, has gone ashore off the North Carolina coast. The captain has notified shore officials he expects to be able to float off.

LITTLE TEMPEST STIRS SENATORS OVER LAWBOOK

Visibly incensed by what they termed "high-handed action" on the part of Territorial Secretary Thayer, the members of the senate by unanimous vote this afternoon instructed the sergeant-at-arms to march upstairs to Thayer's office, get a volume of the new revised laws which the secretary took from Senator Castle's desk this morning, and bring it back to the senate and hand it over to Senator Castle.

Immediate threatened hostilities were temporarily averted when the senate's policeman reported back a few moments later that Thayer apparently had not returned from lunch yet and was in his office. Several senators expressed themselves on the floor as deeply angered by the secretary's action in removing from the senate without permission or so much as "by your leave" a volume which is the senate's property.

The trouble, which today gave promise of an open breach between the upper house and the secretary, arises from the temporary shortage of copies of the new revised laws. Apparently only three printed volumes are available. These were given the senate a day or two ago and the president assigned two to committee chairmen, keeping one on his own desk. Henry H. Sells, the senate messenger, reported to the members this morning that Thayer had come into the chamber and after searching one or two desks found a copy on Castle's desk. It had been given Castle, as chairman of the judiciary committee. Thayer had said he had no copy and must take one of the three given the senate.

Shortly after the senate convened this afternoon Castle called the body's attention to the matter and presented the motion instructing the sergeant-at-arms to do his duty. Seconding the motion, Coke informed his colleagues that the judiciary committee had met to consider a number of measures this morning, but was forced to suspend work because this volume was missing.

"Possibly Thayer regards his action as a sort of reprisal on the senate," said one member afterward. "In retaliation for our amendment to the congressional entertainment bill, whereby we stipulated that the \$30,000 should be spent by Thayer, the secretary, with the approval of the governor. He did not want that amendment."

P. O. Site Is Put Up to Washington

HOUSE ADOPTS RESOLUTION ON KUHIO'S SUGGESTION LEAVING LOCATION OF FEDERAL SITE TO M'ADOO—SENATE HEARS FROM GOVERNOR BUT DEFERS ACTION

House and senate today considered Governor Pinkham's "civic center" message urging the Irwin site for the federal building just authorized by Congress. The house, after discussing a cablegram from Delegate Kuhio followed his advice and put the selection of the site up to the secretary of the treasury, declining to take sides. The following communication from the governor was received by the senate today:

"I should be glad to confer with you on the following if agreeable: 'Governor Pinkham, Honolulu: 'Inform me what decision on having newspaper with congressional party per my letter. Federal building bill in hands president, probably signed tomorrow.'"

"KALANIANAOLE." Action was deferred. It is likely that the senate and house committees who are to serve with the governor and secretary in arranging for the entertainment of the distinguished visitors, will confer with the governor on Kuhio's query. President Chillingworth has not yet named the senate committee on this matter.

In response to a cablegram from Delegate Kalaniano'ole urging the legislature not to interfere in the selection of the \$1,000,000 federal building site, the house of representatives today adopted a memorial resolution leaving the selection to the secretary of the treasury without official recommendation on any proposed site.

The resolution was introduced by Speaker Holstein and must be concurred in by the senate. It was adopted only after a strenuous debate had progressed for nearly an hour with Representative Crockett lined up with the speaker for the resolution and Representative Lyman and Rawlins opposed. When the speaker's resolution and the cablegram from the delegate were read by Clerk Woodward, Rawlins took the floor and urged that the matter be deferred for a day or two.

There have been whisperings about the house since the receipt of the governor's message urging the selection of the Irwin site. He declared, "because it was believed by some that the governor was attempting to exercise the prerogative of the house. The same applies to this resolution. If the governor was attempting to exercise the prerogative of the legislature, then the delegate to Congress is attempting to do the same thing."

"What Behind Cable?" "I want to know what is behind this cablegram from Delegate Kalaniano'ole, what prompted him to send this message. There must be some forces working back there in Washington to bring this memorial to bear on the secretary of the treasury. This resolution just presented states that the secretary of the treasury has been fully informed as to the various sites and their relative values. Has he? That is the main question. Without (Continued on page three)

000 should be spent by Thayer, the secretary, with the approval of the governor. He did not want that amendment."

Messenger Henry Noble relieved the situation a few minutes later during senate recess, by going into the secretary's office, picking up the book from under Thayer's eyes and with the remark, "I got order for book," gracefully but hastily retired. There was a distinct air of rejoicing among the senators when Noble placed the copy in Castle's hands.

Two new bills were introduced today by Makekani. S. B. No. 21, to safeguard the public from autos driven for hire, would require every rent driver to get a license from the county treasurer and file a \$5000 bond with him; also enabling persons injured by the car to recover damages on this bond.

S. B. No. 22, would give every employee of the territorial government an annual vacation of 15 days on full pay. President Chillingworth's remarks yesterday about the absence of senators at recall apparently had its good effect on the members today, for everyone was present at the appointed hour.

The rules hold on this point merely that the president shall ascertain if a quorum is present. President Chillingworth said he would rule that this be covered by the clerk's rollcall. House Bills Nos. 7, 11, 15, 42, 38 and 100 which passed third reading in the house, came over to the senate and passed first reading in the senate. Territorial Treasurer McCarthy's report on the insurance fund was submitted.

GERMANS CLAIM SUCCESSES ON EAST AND WEST

The following cablegram from official German sources was received today: "WASHINGTON, D. C., March 3.—Headquarters report, March 3: Near Saint Lo, south of Ypres, the attack of two English companies was repulsed after violent hand-to-hand fighting. Near Peronne French aircraft landed on account of a deficiency of the motor. The inmates were made prisoner."

"French attacks in Champagne are without the slightest success. The French have once more been repulsed into their positions and their losses are heavy. Northwest of Ville sur Tourbe the Germans have conquered 350 meters of trenches. The French advances in the forest of Consenvoye and near Ally Apremont have been easily repulsed."

"The German attacks northeast of Badonviller have again conquered considerable terrain. The German front has advanced during the last few days eight kilometers. Northeast of Celles the French attempted in vain to regain their losses of the last few days."

"Near Groden, on the east front, the situation is unchanged. Southeast of Augustow the Russians tried to cross the Bobr river, but suffered heavy losses and were repulsed. Fifteen hundred Russians were made prisoner. Other Russian attacks in the district northwest all broke down in front of the German lines. Southwest of Kolno and south of Myzynise the Germans have advanced."

"The German vanguard has been taken back before a superior enemy force northwest of Przemysl. The Russians tried to feel their way and attempted an advance. Several Russian night attacks east of Plock have been repulsed."

GEN. SCOTT SENT TO SETTLE INDIAN TROUBLE IN UTAH

[A. P. by Fed. Wireless]
WASHINGTON, D. C., March 3.—Brig. Gen. Hugh L. Scott has been sent to Utah in an effort to prevent the threatened Indian uprising over the effort of the U. S. marshal at Bluff to arrest the Ute leader Teengait, accused of murdering a cattleman. It is believed Gen. Scott's influence and experience with Indians will prevent bloodshed.

APPROPRIATION BILLS SIGNED BY PRESIDENT; FUNDS FOR HAWAII FORTS?

[A. P. by Fed. Wireless]
WASHINGTON, D. C., March 3.—President Wilson today signed the \$126,922,750 sundry civil bill, including the appropriation of \$6,080,216 for fortifications.

The rivers and harbors bill was passed unamended by the senate today. Vice-president Marshall and others were aroused at daylight to make a quorum.

CHAMBER OF COMMERCE TAKES UP COMPENSATION

The Chamber of Commerce called a meeting at 2 o'clock this afternoon for the purpose of discussing the Workmen's Compensation Act, which is now up before the legislature. Charles R. Hemenway, the chamber's attorney in legislative matters, explained the bill in length. Over 50 members were present, the larger part of the afternoon being devoted to the bill.

DRUM AND OLNEY NAMED RECEIVERS FOR ROAD

[A. P. by Fed. Wireless]
SAN FRANCISCO, March 3.—Frank Drum and Warren Olney were appointed today receivers for the Western Pacific railroad. Olney resigned as junior counsel for the road.

RENEW JAPANESE LEASE ON DARIEN, PORT ARTHUR

PEKING, China, March 3.—The Chinese and Japanese diplomats have agreed on a 99-year extension of the Japanese lease on Darien and Port Arthur, Manchuria.

U. S. RELIEF STEAMERS TO HAVE SAFE PASSAGE, PROMISE FROM BERLIN

SULTAN'S GOVERNMENT MOVING FROM PORTE, SAYS DESPATCH—AUSTRO-GERMAN SUBMARINE SQUAD TO ATTACK ALLIES' FLEET IN DARDANELLES—FRENCH AND TEUTONS BOTH CLAIM VICTORY IN WEST—KAISER'S PROPOSALS TO UNITED STATES RIDICULED BY LONDON PRESS

[Associated Press Service by Federal Wireless.]
THE HAGUE, Holland, March 3.—Germany has informed American Minister Van Dyke that Belgian relief ships, if properly marked for identification, will be safely conducted through the war zone. Exception is made in the case of English vessels, which will be attacked by submarines.

Turkish Archives Moved in Fear of Constantinople's Capture

ATHENS, Greece, March 3.—In evident fear of the capture of Constantinople by the Allies banking institutions and government offices of the Porte are moving books, archives and funds from Constantinople to Konieh. All German concerns are moving their belongings also.

Six British and three French warships continued the bombardment of the Dardanelles forts yesterday. Landing forces are reported to have dispersed the Turkish troops. Ottoman forces are being rushed from Smyrna to the straits to resist the Allies' attack.

Reports say that desertions from the Turkish army are numerous and that political dissensions are spreading.

BERLIN, Germany, March 3.—Constantinople official reports assert that the Allies' bombardment has been ineffective and that they have been repulsed.

GENEVA, Switzerland, March 3.—An Austro-German submarine squadron is reported to have left Pola, presumably for the Dardanelles to attack the Allies' fleet bombarding the straits there.

Italy's Parliament Has Bill to Increase Standing Army

ROME, Italy, March 3.—Legislation for increase of Italy's standing army was taken up in Parliament today. The war minister announced that all classes were seeking to enter the army. He praised the volunteers as an example and inspiration to the public to meet "the new needs for the defense of the Fatherland."

Russian Army Reported Cutting Turkish Line of Communications

LONDON, England, March 3.—Despatches dated at Tiflis say a Russian force advancing from Batum has cut the Turkish army's line of communications and is aiding the Allies' fleet. Large Turkish areas have been isolated, says the report.

Germany's Proposals to U. S. Frowned on By British Press

LONDON, England, March 3.—The view of the British press on the German acceptance of the United States' proposals as to its submarine warfare is that Germany has everything to gain and nothing to lose by the terms of the American proposition. It is not believed that Britain will alter its plan of a retaliatory blockade.

Teutonic Allies in Losing Game on East Front, British Claim

LONDON, England, March 3.—Germany and Austria are playing a losing game on the eastern front, according to the London Observer's correspondent.

French and German official claims are contradictory as to the results in Champagne, both claiming the advantage.

Two Russian Forts Demolished, Claim

COLOGNE, Germany, March 3.—Despatches from the Gazette's correspondent in the eastern theater say two Russian forts at Ossewitz have been demolished.

Austrian Ships Bombard Antivari

CETTINJE, Montenegro, March 3.—Austrian warships have bombarded Antivari with heavy damage and also sunk the royal yacht.